

DELTA AIR LINES, INC.,	:	
	:	
Plaintiff,	:	21-MC-374 (RA) (OTW)
	:	
-against-	:	<b><u>ORDER</u></b>
	:	
THE LIGHTSTONE GROUP, LLC,	:	
	:	
Defendant.	:	
	:	
	:	
	:	

Plaintiff has moved to seal the reply (ECF 29-30). (ECF 26-28). Plaintiff argues, in part, that because (1) certain documents were marked confidential in the Georgia Action they are entitled to be filed under seal here and (2) that the documents contain commercially sensitive information.

“The preservation of . . . bargained-for confidentiality does not overcome the presumption of access to judicial documents.” *Under Seal v. Under Seal*, 273 F. Supp. 3d 460, 471 (S.D.N.Y. 2017); see also *Church Ins. Co. v. Ace Prop. & Cas. Ins. Co.*, No. 10-CV-698 (RJS), 2010 WL 3958791, at \*3 (S.D.N.Y. Sept. 23, 2010) (“The mere existence of a confidentiality agreement[ ] . . . does not demonstrate that sealing is necessary.” (internal quotation marks omitted)).

Further, the documents appear to contain publicly available information about a proposed airline. See Wikipedia, the Free Encyclopedia, Breeze Airways, at [https://en.wikipedia.org/wiki/Breeze\\_Airways](https://en.wikipedia.org/wiki/Breeze_Airways) (last visited May 28, 2021).

By **June 9, 2021**, Plaintiff and/or Marriott International, Inc. (“Marriott”) is directed to provide supplemental briefing on why the Court should keep the sealed documents in this case under seal. Defendant may respond by **June 16, 2021**.

Plaintiff is directed to serve via email a copy of this Order on Marriott and file proof of service on the docket.

**SO ORDERED.**

Dated: May 28, 2021  
New York, New York

s/ Ona T. Wang  
**Ona T. Wang**  
United States Magistrate Judge